IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE M.N.KRISHNAN

MONDAY, THE 23RD JULY 2007 / 1ST SRAVANA 1929

WP(C).No. 22532 of 2007(G)

AGAINST THE ORDER IN EP 39/2001 IN
AOP.42/1993 & AOP 11/2000 OF THE I ADDL.SUB COURT, THRISSUR

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PETITIONER:

M.M.BAPPU, NADUPARAMBIL HOUSE,
NHAMANANGHAT, CHAVAKKAD, THRISSUR DISTRICT.

BY ADV. SRI.K.A.SREEJITH

RESPONDENT:

SECRETARY, KUNNAMKULAM MUNICIPALITY,
KUNNAMKULAM, THRISSUR DISTRICT.

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 23/07/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

M.N.KRISHNAN, J

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W.P(C) No.22532 OF 2007

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Dated this the 23rd day of July, 2007

JUDGMENT

This writ petition is filed to give a direction to the I Addl.Sub Judge, Thrissur to dispose of A.O.P.No.42 of 1993 and A.O.P.No.11 of 2000 as expeditiously as possible. I am informed that the award has been passed by the Arbitrator and the petitions are pending to pass a decree in terms of the award and also another application to set aside the award under Section 34 of the Arbitration and Conciliation Act, 1995. It is true that without disposing of the application under Section 34 of the said Act, a final order cannot be passed. The arbitration O.P. is of the year 1993 and 14 years have been elapsed. Therefore, I direct the I Addl.Sub Court, Thrissur to dispose of the pending matters in A.O.P.No.42 of 1993 and A.O.P.No.11 of 2000, as expeditiously as possible, at any rate,within 4 months from today.

Writ petition is disposed of as above.

M.N.KRISHNAN, JUDGE

Cdp/-